

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL ACTION NO.: 3:12-cv-216**

NORMAN RUSSELL, Individually and on )  
Behalf of All Other Persons Similarly Situated, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
SWISHER HYGIENE, INC., STEVEN R. )  
BERRARD, and MICHAEL KIPP, )  
 )  
Defendants. )  
\_\_\_\_\_ )

**ORDER**

THIS MATTER is before the Court on the Consent Motion to Consolidate Related Cases.  
For good cause shown, the Motion is GRANTED. The Court orders as follows:

1. The matters of *Birch v. Swisher Hygiene, Inc.*, No. 3:12-cv-221-FDW-DCK and *Cohen v. Swisher Hygiene, Inc.*, No. 3:12-cv-256-FDW-DSC are hereby consolidated with the instant matter, *Russel v. Swisher Hygiene, Inc.*, No. 3:12-cv-216-GCM.
2. The consolidated matter is hereby assigned to Senior United States District Court Judge Graham C. Mullen because the *Russell* case was the first-filed.
3. The consolidated matter is hereby referred to United States Magistrate Judge David C. Keesler.

IT IS SO ORDERED.

Signed: May 18, 2012

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

